



DPW

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Application of Robert Harris et al.

Attorney's Docket: 183625-8 fka
DIA1809-005B

Serial No.: 10/804,845

Confirmation No.: 7403

Filed: March 19, 2004

Examiner: Cherie Michelle
Woodward

Title: IMMUNOMODULATION BY A
THERAPEUTIC MEDICATION
INTENDED FOR TREATMENT OF
DIABETES AND PREVENTION OF
AUTOIMMUNE DIABETES

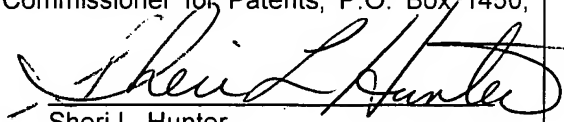
Group Art Unit: 1647

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8 (A)

Date of Deposit: May 5, 2006

I hereby certify that this correspondence is being deposited with the US. Postal Service with sufficient postage as first-class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.


Sheri L. Hunter

**RESPONSE TO RESTRICTION REQUIREMENT
AND ELECTION OF SPECIES REQUIREMENT UNDER 35 USC § 121**

Sir:

In response to the Examiner's Official Action mailed April 5, 2006, Applicants hereby elect to prosecute claims 1 – 15 without traverse. Applicants elect to prosecute the species that is drawn to a method of treating diabetes in a human. Applicants respectfully request that the Examiner enter the following Amendment and consider the

following Remarks. Applicants respectfully request that the Examiner reconsider and again examine the present application and claims in light thereof.

Amendments to the Specification begin on page 3 of this paper.

Amendments to the Claims are reflected in the listing of claims which begins on page 4 of this paper.

Amendments to the Drawings begin on page 9 of this paper.

Remarks/Arguments begin on page 10 of this paper.